

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

24 HOUR FITNESS USA, INC., a California corporation,)	
)	
Plaintiff,)	Civil Action No. 08 cv 3853
)	
)	
v.)	
)	
BALLY TOTAL FITNESS HOLDING)	Judge Joan Humphrey Lefkow
CORP., a Delaware corporation, and)	
MICHAEL SHEEHAN, an individual,)	Magistrate Judge Morton Denlow
)	
Defendants.)	
)	
)	
)	

PLAINTIFF'S NOTICE OF MOTION

PLEASE TAKE NOTICE that on July 15, 2008 at 9:30 a.m., we will appear before the Honorable Joan Humphrey Lefkow in Room 1925, 219 S. Dearborn, Chicago, Illinois, and then and there present Plaintiff 24 Hour Fitness USA, Inc.'s Motion for Preliminary Injunction and to set Date for Preliminary Injunction Hearing served on Litigation Counsel.

Date: July 10, 2008

Respectfully submitted,

24 Hour Fitness USA, Inc.

/s/ R. Mark Halligan

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